

AMENDED IN ASSEMBLY APRIL 9, 2012

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 2478

Introduced by Assembly Member Hayashi
(Coauthor: Senator Cannella)

February 24, 2012

An act to amend Section 68075.5 of the Education Code, relating to public postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 2478, as amended, Hayashi. Student residency requirements: veterans.

Under existing law, the segments of the public postsecondary education system in the state include the University of California, which is administered by the Regents of the University of California, the California State University, which is administered by the Trustees of the California State University, and the California Community Colleges, which are administered by the Board of Governors of the California Community Colleges.

Existing law establishes uniform student residency requirements for purposes of ascertaining the amount of tuition and fees to be paid by students of public postsecondary education institutions. Existing law entitles a student who was a member of the Armed Forces of the United States stationed in this state on active duty for more than one year immediately prior to being discharged from the Armed Forces to resident classification for the length of time he or she lives in this state after being discharged up to the minimum time necessary to become a resident.

This bill ~~would~~ *instead would make those students exempt from paying nonresident tuition, and would revise that provision for purposes of the California Community Colleges, and would instead entitle by making* a community college student who was a member of the Armed Forces of the United States stationed in this state on active duty for more than one year immediately prior to being discharged from the Armed Forces ~~to resident classification~~ *exempt from paying nonresident tuition* for the length of time he or she lives in this state after being discharged up to 4 years *if he or she files an affidavit with the community college stating that he or she intends to establish residency in California as soon as possible*, thereby imposing a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 68075.5 of the Education Code is
2 amended to read:
3 68075.5. (a) Except as provided for in subdivision (b), a
4 student who was a member of the Armed Forces of the United
5 States stationed in this state on active duty for more than one year
6 immediately prior to being discharged ~~is entitled to resident~~
7 ~~classification~~ *shall be exempt from paying nonresident tuition* for
8 the length of time he or she lives in this state after being discharged
9 up to the minimum time necessary to become a resident.
10 (b) A community college student who was a member of the
11 Armed Forces of the United States stationed in this state on active
12 duty for more than one year immediately prior to being discharged
13 ~~is entitled to resident classification~~ *shall be exempt from paying*
14 *nonresident tuition* for the length of time he or she lives in this
15 state after being discharged up to four years *if he or she files an*
16 *affidavit with the community college stating that he or she intends*
17 *to establish residency in California as soon as possible.*

1 SEC. 2. If the Commission on State Mandates determines that
2 this act contains costs mandated by the state, reimbursement to
3 local agencies and school districts for those costs shall be made
4 pursuant to Part 7 (commencing with Section 17500) of Division
5 4 of Title 2 of the Government Code.

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